

DISTRICT OF COLUMBIA 4-11-17
 333 CONSTITUTION AVE NW
 WASHINGTON D.C. 20001

Gerald JERRY WILSON, 047106

Name and Prisoner/Booking Number

12ed 1200K CORRECTIONS -

Place of Confinement

1752 WILSON RD

Mailing Address

ELY AZ 85131

City, State, Zip Code

(Failure to notify the Court of your change of address may result in dismissal of this action.)

U.S. D.C.

IN THE UNITED STATES DISTRICT COURT
 FOR THE DISTRICT OF ~~ARIZONA~~

Gerald JERRY WILSON

(Full Name of Plaintiff)

Plaintiff,

vs.

(1) LANCEA M LESICCO

(Full Name of Defendant)

(2) LYDIA E GILBY

(3) JOSEPH C KELTY

(4) LALEN DAVIS -

Defendant(s).

☐ Check if there are additional Defendants and attach page 1-A listing them.

Case: 1:17-cv-01348

Assigned To : Unassigned

Assign. Date : 7/7/2017

Description: Pro Se Gen. Civil

CIVIL RIGHTS COMPLAINT
 BY A PRISONER

☒ Original Complaint

☐ First Amended Complaint

☐ Second Amended Complaint

A. JURISDICTION

1. This Court has jurisdiction over this action pursuant to:

☐ 28 U.S.C. § 1343(a); 42 U.S.C. § 1983

☐ 28 U.S.C. § 1331; Bivens v. Six Unknown Federal Narcotics Agents, 403 U.S. 388 (1971).

☒ Other: STATUTES - 18 U.S.C. - 1621 - 1622

2. Institution/city where violation occurred: MAZICCA COUNTY - AZ

RECEIVED
 Mail Room

JUL - 3 2017

550/555

B. DEFENDANTS

1. Name of first Defendant: LANESSA LUSILLO The first Defendant is employed as:
PROSECUTOR at INDIANA SUPERIOR COURT
(Position and Title) (Institution)
2. Name of second Defendant: LYDIA E GRAY The second Defendant is employed as:
COURT REPORTER at INDIANA COUNTY
(Position and Title) (Institution)
3. Name of third Defendant: JOSEPH CUELLO The third Defendant is employed as:
Judge Commissioner at INDIANA COUNTY
(Position and Title) (Institution)
4. Name of fourth Defendant: COLLEEN PAVIS The fourth Defendant is employed as:
INDIANA SHERIFF at PHOENIX ARIZONA
(Position and Title) (Institution)

If you name more than four Defendants, answer the questions listed above for each additional Defendant on a separate page.

C. PREVIOUS LAWSUITS

1. Have you filed any other lawsuits while you were a prisoner? ☐ Yes ☒ No
2. If yes, how many lawsuits have you filed? _____. Describe the previous lawsuits:
 - a. First prior lawsuit:
 1. Parties: _____ v. _____
 2. Court and case number: _____
 3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) _____
 - b. Second prior lawsuit:
 1. Parties: _____ v. _____
 2. Court and case number: _____
 3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) _____
 - c. Third prior lawsuit:
 1. Parties: _____ v. _____
 2. Court and case number: _____
 3. Result: (Was the case dismissed? Was it appealed? Is it still pending?) _____

If you filed more than three lawsuits, answer the questions listed above for each additional lawsuit on a separate page.

D. CAUSE OF ACTION

COUNT I

1. State the constitutional or other federal civil right that was violated: 1st Amendment
RIGHT TO FREEDOM OF SPEECH

2. Count I. Identify the issue involved. Check only one. State additional issues in separate counts.

- ☐ Basic necessities ☐ Mail ☒ Access to the court ☐ Medical care
☐ Disciplinary proceedings ☐ Property ☐ Exercise of religion ☐ Retaliation
☐ Excessive force by an officer ☐ Threat to safety ☐ Other: _____

3. Supporting Facts. State as briefly as possible the FACTS supporting Count I. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

LANESSA MARIE LOSICCO
MALICIOUS PROSECUTION - UNLAWFUL
SEARCH OF RESIDENCE WHILE DEFENDANT
WAS IN COUNTY JAIL, AFTER A TRAFFIC
STOP. OFFICER GIVEN PRIS - KNOWS -
HE FALSIFIED THIS FINDING OF THIS
ILLEGAL SEARCH, DEFENDANTS - WAS
VIOLATED HIS LAW BY LAW ENFORCEMENT

4. Injury. State how you were injured by the actions or inactions of the Defendant(s).

14 YEARS PRISON TERM - VIOLATES -
ETHICS - LAW AND COURT RULES -

5. Administrative Remedies:

- a. Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☒ Yes ☐ No
- b. Did you submit a request for administrative relief on Count I? ☐ Yes ☐ No
- c. Did you appeal your request for relief on Count I to the highest level? ☐ Yes ☐ No
- d. If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. WRIT OF HABEAS CORPUS -
FILED 2014 -

The Notice below is included for purpose of FULL DISCLOSURE as per UCC, and as a warning noted by the flag for commercial grace that appears at the top of the Notice of Tort Claim.

**NOTICE OF FULL DISCLOSURE AS TO COMMERCIAL LIEN
PROCESS, AGREEMENT OF THE PARTIES, NOTICE OF LIEN, UCC-1
AND NOTICE OF COMMERCIAL GRACE**

**A SECURITY (15 USC)
THIS IS A U.S.S.E.C. TRACER FLAG
NOT A POINT OF LAW**

One definition of "A SECURITY" is "any evidence of debt."

The Lien Claimant does NOT rely on Title 15 USC as a basis for the "commercial lien." All commercial processes, by using or relying upon notes or paper in commerce (for example; Federal Reserve Notes), must bear some sort of Federal tracking code, a State Recorder's number, or a serial number, which process must be accessible for inspection at the nearest relevant State Recorder's Office or be widely advertised. When a lien matures by default of the Lien Debtor as a result of the Lien Debtor's failure to rebut the affidavit of obligation point-for-point categorically, it becomes an accounts receivable in the ordinary sense of a collectable debt upon which assignments, collateralization and other commercial transactions can be based, hence it becomes a Security subject to observation, tracking, and regulation by the United States Securities and Exchange Commission (hereinafter U.S.S.E.C.). The notation: "A Security 15 USC" is a flag in commerce telling the U.S.S.E.C. that a speculation account is being established to enforce the lien. The U.S.S.E.C. can then monitor the process. As long as the process is truthful, open, and above board (full disclosure), The U.S.S.E.C. has no jurisdiction over it, for even the U.S.S.E.C. has no jurisdiction over the truth of testimony, depositions, affidavits and affidavits of obligations/commercial liens, and an unrebutted affidavit stands as the truth in commerce.

LEGAL AUTHORITY:

Hebrew/Jewish commercial code-corollary, this Hebrew/Jewish commercial process is to Exodus 20:16. This Hebrew/Jewish commercial process is the best known commercial process in America. The biggest user is the Internal Revenue Service. The Internal Revenue Service uses all three tracking codes. The federal tracking code is the tax-payer's IRS document file number. The next stronger code is the State Recorder's number. The strongest most important and most universal code is the tax-payer's identification number (TIN), also known as the Social Security Number (SSN). The IRS collection process is legitimate however, the IRS assessment/lien process is a commercial fraud because it is not supported by commercial affidavits (of Truth) of obligation/commercial liens. The IRS issues only Notices of liens, but has those Notices fraudulently recorded on a "Tax Lien index" at the County Recorder's Office. Notices are not required to contain commercial affidavits, but a lawful Lien must contain a commercial affidavit with an itemized obligation/damages ledger.

NOTICE:

The foundation of law, commerce, and the whole legal system consists of "telling the truth, the whole truth and nothing but the truth," either by testimony, deposition, and/or by affidavit. One sworn to tell the truth is compelled by high principles to protect truth and do nothing to tamper with that truth, either directly or indirectly, either in person or by proxy, or by subornation of an affiant or other person. Any judge or officer or government employee or otherwise who tampers with testimony, deposition, or affidavit is a threat to the Commercial Peace and Dignity of the County, State, and United States of America, and acting in the nature of a foreign enemy agent, committing a Mixed War! **WHOSOEVER** acts against Commercial Affidavits without executing the necessary Commercial Paperwork under affidavit is subject to being charged criminally for fraud. Commercial processes are fundamentally *non-judicial and pre-judicial*. No judge, court, law, or government can invalidate the Commercial Process, i.e. a Private Security Agreement, True Bill, or Lien based upon an affidavit, because no third party can invalidate an affidavit of TRUTH. Any action against Tort Claim/Lien/Affidavit process creates MIXED WAR. No one can rebut an affidavit except the proper party (lien debtor) who alone must rebut by affidavit within the established time limits. (Violations of Oaths of Office and constitutions, laws, codes, statutes, etc., equals Mixed War by them; 'foreign agents' in any office, at any level of government. **THEREFORE**, when a Tort Claim/Lien/Affidavit is so flagged in Commerce, it becomes a Federal Document because it can be translated into a Security (by being attached in support to a Commercial Lien UCC-1... filed under necessity). NOTICE; NON-ACCEPTANCE and/or NON FILING of a Commercial Lien/Affidavit is a Federal Offense.

**NOTICE TO PRINCIPLE IS NOTICE TO AGENT - NOTICE TO AGENT IS NOTICE TO PRINCIPLE.
THIS CONSTITUTES FULL DISCLOSURE.**

4-1-

COUNT II

1. State the constitutional or other federal civil right that was violated: LYDIA E GRAY - VIOLATED 4TH AMENDMENT

2. Count II. Identify the issue involved. Check only one. State additional issues in separate counts.

- | | | | |
|--|---|---|---------------------------------------|
| <input type="checkbox"/> Basic necessities | <input type="checkbox"/> Mail | <input checked="" type="checkbox"/> Access to the court | <input type="checkbox"/> Medical care |
| <input type="checkbox"/> Disciplinary proceedings | <input type="checkbox"/> Property | <input type="checkbox"/> Exercise of religion | <input type="checkbox"/> Retaliation |
| <input type="checkbox"/> Excessive force by an officer | <input type="checkbox"/> Threat to safety | <input type="checkbox"/> Other: _____ | |

3. Supporting Facts. State as briefly as possible the FACTS supporting Count II. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

THIS CASE WAS NOT PROVIDED WITH DIGNAL HEARING DUE TO LACK OF ASSISTANCE BY APPOINTED COUNSEL. THE PROSECUTOR IGNORES - THERE WAS NO SEARCH WARRANT, AND THE DEFENDANT HAS THE RIGHT TO BE PRESENT DURING RESIDENCE SEARCH, VIOLATING - THE 4TH AND 5TH AMENDMENTS -
SEE p - 41.

4. Injury. State how you were injured by the actions or inactions of the Defendant(s).

UNLAWFUL IMPRISONMENT DUE TO INTERESTS - PROSECUTION - AND LACK OF DEFENSE

5. Administrative Remedies.

- Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☐ Yes ☐ No
- Did you submit a request for administrative relief on Count II? ☐ Yes ☐ No
- Did you appeal your request for relief on Count II to the highest level? ☐ Yes ☐ No
- If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. _____

COUNT III

1. State the constitutional or other federal civil right that was violated: 1st Amendment
Right to Freedom -

2. Count III. Identify the issue involved. Check only one. State additional issues in separate counts.

- | | | | |
|--|---|---|---------------------------------------|
| <input type="checkbox"/> Basic necessities | <input type="checkbox"/> Mail | <input checked="" type="checkbox"/> Access to the court | <input type="checkbox"/> Medical care |
| <input type="checkbox"/> Disciplinary proceedings | <input type="checkbox"/> Property | <input type="checkbox"/> Exercise of religion | <input type="checkbox"/> Retaliation |
| <input type="checkbox"/> Excessive force by an officer | <input type="checkbox"/> Threat to safety | <input type="checkbox"/> Other: _____ | |

3. Supporting Facts. State as briefly as possible the FACTS supporting Count III. Describe exactly what each Defendant did or did not do that violated your rights. State the facts clearly in your own words without citing legal authority or arguments.

The Commissioner was
miss informed, and sentence this
Defendant to an excessive sentence.
Also the court order a medication
Hearing- But failed, to grant any
relief, when the medication was
defense counsel fails to argue
these illegally - imposed medications
leading to a 14 yrs term.

4. Injury. State how you were injured by the actions or inactions of the Defendant(s).

UNLAWFUL Imprisonment. Violates -
the Constitution under the First
Amendment.

5. Administrative Remedies.

- Are there any administrative remedies (grievance procedures or administrative appeals) available at your institution? ☐ Yes ☐ No
- Did you submit a request for administrative relief on Count III? ☐ Yes ☐ No
- Did you appeal your request for relief on Count III to the highest level? ☐ Yes ☐ No
- If you did not submit or appeal a request for administrative relief at any level, briefly explain why you did not. _____

If you assert more than three Counts, answer the questions listed above for each additional Count on a separate page.

E. REQUEST FOR RELIEF

State the relief you are seeking:

DEFENDANT HAS SUFFERED
PUNITIVE DAMAGES- PAIN AND SUFFER
LAW SUIT SETTLEMENT SHOULD BE GRANTED
\$1000,000. IN THIS CASE WITH RELEASE,

I declare under penalty of perjury that the foregoing is true and correct.

Executed on

4-11-17

DATE



SIGNATURE OF PLAINTIFF

(Name and title of paralegal, legal assistant, or
other person who helped prepare this complaint)

(Signature of attorney, if any)

(Attorney's address & telephone number)

ADDITIONAL PAGES

All questions must be answered concisely in the proper space on the form. If you need more space, you may attach no more than fifteen additional pages. But the form must be completely filled in to the extent applicable. If you attach additional pages, be sure to identify which section of the complaint is being continued and number all pages.